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13 United States of America

14 UNITED STATES DISTRICT COURT

15 FOR THE CENTRAL DISTRICT OF CALIFORNIA

16 WESTERN DIVISION

17 UNITED STATES OF AMERICA,)	NO. CV 09-09092 DDP (RZx)
)	
18 Plaintiff,)	
)	
19 vs.)	
)	CONSENT JUDGMENT OF FORFEITURE
20 \$12,007.00 IN U.S. CURRENCY,)	
)	
21 Defendant.)	
)	
22)	
23)	

24 This action was filed on December 10, 2009. Notice was
25 given and published in accordance with law. Plaintiff and
26 potential claimant Victor Cean Porter ("Porter") have reached an
27 agreement that is dispositive of the action. No other statements
28

1 of interest or answers have been filed, and the time for filing
2 such statements of interest and answers has expired. The parties
3 hereby request that the Court enter this Consent Judgment of
4 Forfeiture.
5

6 **WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED:**

7 1. This Court has jurisdiction over the parties and the
8 subject matter of this action.

9 2. Notice of this action has been given in accordance with
10 law. All potential claimants to the defendants \$12,007.00 in
11 U.S. currency (hereinafter "defendant currency") other than
12 Porter are deemed to have admitted the allegations of the
13 Complaint. The allegations set out in the Complaint are
14 sufficient to establish a basis for forfeiture. Porter is
15 relieved of his obligation to file a verified claim of interest
16 or an answer in this litigation.
17

18 3. The United States of America shall have judgment as to
19 \$10,007.00 of the defendant currency, plus all interest earned by
20 the government on the full amount of the defendant currency, and
21 no other person or entity shall have any right, title or interest
22 therein. The United States Marshals Service is ordered to
23 dispose of said assets in accordance with law.
24

25 4. \$2,000.00 of the defendant currency, without any
26 interest earned by the government on that amount, shall be paid
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28

1 to Porter, and be returned in care of his attorney, Barry S.
2 Turner. Said funds shall be forwarded by a check made payable in
3 the amount of \$2,000.00 to "Victor Cean Porter" and shall be
4 mailed to Barry S. Turner, Esq., 780 Third Avenue, 14th Floor,
5 New York, NY, 10017.
6

7 5. Porter hereby releases the United States of America,
8 its agencies, agents, and officers, including employees and
9 agents of the Drug Enforcement Administration, from any and all
10 claims, actions or liabilities arising out of or related to this
11 action, including, without limitation, any claim for attorney's
12 fees, costs or interest which may be asserted on behalf of the
13 claimant, whether pursuant to 28 U.S.C. § 2465 or otherwise.
14

15 6. The court finds that there was reasonable cause for the
16 seizure of the defendant currency and institution of these
17 proceedings. This judgment shall be construed as a certificate
18 of reasonable cause pursuant to 28 U.S.C. § 2465.
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23 
24

25 Dated: May 13, 2010

26 THE HONORABLE DEAN D. PREGERSON
27 UNITED STATES DISTRICT JUDGE
28

[Signatures of counsel appear on the next page.]

Approved as to form and content:

DATED: _____, 2010 ANDRÉ BIROTTE JR.
United States Attorney
CHRISTINE C. EWELL
Assistant United States Attorney
Chief, Criminal Division
STEVEN R. WELK
Assistant United States Attorney
Chief, Asset Forfeiture Section

_____/s/_____
KATHARINE SCHONBACHLER
Special Assistant United States Attorney
Attorneys for Plaintiff
United States of America

DATED: _____, 2010 _____/s/_____
BARRY S. TURNER, ESQ.
Attorney for Potential Claimant
VICTOR CEAN PORTER

DATED: _____, 2010 _____/s/_____
VICTOR CEAN PORTER
Potential Claimant